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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

DOCKETED

AUG 24 2011

GARY PIERCE, Chairman
BOB STUMP
SANDRA D. KENNEDY
PAUL NEWMAN
BRENDA BURNS

AZ CORP COMMISSION
DOCKET CONTROL

DOCKETED BY

In the matter of

DOCKET NO. S-20796A-11-0152

FRED OTTO BOHN and MARSHA
BOHN, husband and wife,

**SECURITIES DIVISION'S MOTION TO
COTNINUE DATE FOR THE PARTIES TO
EXCHANGE THEIR PROPOSED LIST OF
WITNESSES AND EXHIBITS**

CAPITAL OIL & GAS, LIMITED (a.k.a
"CAPITAL OIL & GAS, LTD," f.k.a.
"OMNI PETROLEUM LIMITED"), a
dissolved United Kingdom corporation, and
a British Virgin Islands company,

Respondents.

After the June 14, 2011, pre-hearing conference, the Administrative Law Judge ("ALJ") issued a Procedural Order (Schedules Hearing) ordering the parties to simultaneously exchange their proposed list of witnesses and exhibits ("LWE") by August 26, 2011. The ALJ further scheduled the evidentiary hearing to begin on October 3, 2011.

Since the pre-hearing conference, the parties have engaged in extensive settlement negotiations, and although the parties have not yet finalized a proposed settlement, there is no indication that the parties will not be able to do so in the near future.

Based on the foregoing, Securities Division ("Division") of the Arizona Corporation Commission respectfully requests the ALJ to postpone the date the parties are to exchange their LWE to September 16, 2011.

1 The parties may continue to informally exchange information, as appropriate, during the
2 ongoing settlement negotiations. However, granting the instant request will save the parties from
3 expending resources unnecessarily, while retaining the October evidentiary hearing date should
4 settlement not be achieved.

5 Finally, undersigned counsel was informed by counsel for the Respondents this afternoon
6 that he has no objection to the instant motion.

7 RESPECTFULLY SUBMITTED this 24th day of August, 2011.

8 ARIZONA CORPORATION COMMISSION

9
10 By _____

11 Mike Dailey
12 Attorney for the Securities Division of the
Arizona Corporation Commission

13 ORIGINAL AND EIGHT (8) COPIES of the foregoing
filed this 24th day of August, 2011 with:

14 Docket Control
15 Arizona Corporation Commission
1200 W. Washington St.
16 Phoenix, AZ 85007

17 COPY of the foregoing hand-delivered
this 24th day of August, 2011 to:

18 Mr. Marc E. Stern
19 Administrative Law Judge
Arizona Corporation Commission/Hearing Division
1200 W. Washington St.
20 Phoenix, AZ 85007

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1 COPY of the foregoing emailed and mailed
2 this 24th day of August, 2011 to:

3 James O. Ehinger, Esq.
4 Jennings, Strouss & Salmon, P.L.C.
5 One East Washington Street, Suite 1900
6 Phoenix, Arizona 85004
7 *Attorneys for Respondents*
8 *Fred Otto Bohn,*
9 *Marsha Bohn, and*
10 *Capital Oil & Gas, Ltd.*

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8 *Vernice Sandora*